

MAY 14 2008

CERTIFICATE OF MAILING OR TRANSMISSION
37 C.F.R. § 1.8

Pursuant to 37 C.F.R. § 1.8, I hereby certify that I have information and a reasonable basis for belief that this paper will be transmitted by facsimile to facsimile telephone number (571) 273-8300 on May 14, 2008.

Signature

5-14-08

Date _____

In re patent application of:

Andrews, et al.

Serial No.: 10/669,870

Filed: September 24, 2003

For: Dynamically Varying a RAID Cache

Policy in Order to Optimize Throughput

§§ 87(2)(b), 87(2)(g)

Group No.: 2153

Examiner: Philip J. Chea

REQUEST FOR CONTINUED EXAMINATION (RCE)
(37 C.F.R. 1.114)

Applicants hereby request continued examination, in accordance with 37 C.F.R. § 1.114, for the above-identified application.

This request is being submitted before (i) the abandonment of this application; (ii) payment of the issue fee; (iii) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit; or (iv) the commencement of a civil action under 35 U.S.C. § 145 or 35 U.S.C. § 146.

Included herewith is an Amendment and Remarks to the Office Action mailed December 14, 2008.

Applicants hereby authorize and instruct the U.S. Patent and Trademark Office to charge Deposit Account No. 02-0383 (matter 016295.1460) of Baker Botts L.L.P. in the amount

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of \$810.00 for the continued examination request fee and for any additional charges necessary for the filing of this Request for Continued Examination. Applicants filed a timely response within two months to the Office Action mailed December 14, 2008. An Advisory Action was mailed on April 17, 2008. Therefor, Applicants hereby petition for a one-month extension of time to file this response under 37 C.F.R. § 1.136(a). The Commissioner is hereby authorized to debit the Deposit Account of Baker Botts L.L.P. Deposit Account No. 02-0383, Order Number 016295.1460, in the amount of \$120.00 for the fee under 37 C.F.R. § 1.17(a)(3) for the One-Month Petition for Extension of Time to File this Response. Applicants believe that no other fees are due in conjunction with the filing of this Response. Should the Commissioner deem that any additional fees are due, Applicants respectfully request that the Commissioner accept this as a Petition therefor, and direct that any additional fees be charged to Baker Botts L.L.P. Deposit Account No. 02-0383, Order Number 016295.1460.

Respectfully submitted,



Roger Fulghum
Registration No. 39,678

Baker Botts L.L.P.
910 Louisiana
One Shell Plaza
Houston, Texas 77002-4995
(713) 229-1707

Baker Botts Docket Number: 016295.1460

Date: May 14, 2008

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